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Department of Lit & Art

OFFICE Office Bd of L...

STATION Madras

Mis No. 1668

B. Bdg

Dated 27-6-30

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(SUBJECT.)

Allowances - Religious Institutions Sanctioned
Distt. Taluk - Sulia Villa Sri Chennakeshava Temple Kadamissari and Payment of arrears Sanctioned.

B'LORE.

R.O.C.12128-30-B1 South Kanara Collector's office,

Mangalore, 17th May 1930.

From

G. W. Wells, Esquire, M.A., I.C.S.,

Collector of South Kanara.

To

The Secretary to the Board,

Land Revenue & Settlement,

M a d r a s.

Sir,

Allowances - Religious - Sri Chennakeshava Temple - Sullia - Re-admission and payment of arrears of allowances.

****

1 Sri Chennakeshava Temple of Sullia was struck off the register in 1927 under B.S.O.67-1(7), as the tasdik in respec of it was not claimed for over six years. One Krishna Baipadithaya of Mandekolu village, who holds a sanad from the District Temple Committee, now applies for payment of the arrears of tasdik to him. The reason why the tasdik was not claimed was evidently owing to the trouble mentioned in para 3 of the petition. The date of the petitioner's sanad is 24th November 1929.

2 The Tahsildar reports that the services in the temple during the time the tasdik was being held in deposit were being conducted by one Navoor Narnapaya, a moktessor appointed by the old Temple Committee and that after his death, in 1924, one Kudiadka Laxminarnappaya has been getting the ----- services performed. In view of this it seems to me that Krishna Baipadithaya cannot legally claim the arrears of ---- tasdik, as he was appointed a moktessor only on 24th November 1929. As, however, Krishna Baipadithaya has no objection to the payment of tasdik to Kudiadka Laxminarnappaya on a joint receipt by himself and Laxminarnappaya, I presume that this can be done.

3/ It seems to me that the failure to claim the tasdik

for over six years which led to the institution being struck off must be due to the disability referred to in para 3 of the petition. Since this cannot be considered as a neglect on the part of the moktessor, and as services are reported to have been regularly conducted, I recommend that the institution may be readmitted and the arrears of tasdik paid from 1919 subject to the usual deduction.

4 The records of enquiry are enclosed for reference and return.

Your obedient servant,

For Collector.

M.D'S.17/5.

R. E. XXII-A-19.—504 15-2-30 (9).

Subject.—

FOR MEMBER.

Allowance - Religious (Sanki Kanara) - Puttur taluk - Sirtadi village - Sri Chenna Keshava temple - Readmission and payment of arrears - Sanctioned.

READ AGAIN B. P. No. _____, dated _____ 193 .

" " _____, " _____ 193 .

READ ALSO :—

Register No. _____, From the B. 2304/30 Q No. (pl ref), dated _____ 193 .

" " _____, " " _____, " _____, " _____ 193 .

" " _____, " " _____, " _____, " _____ 193 .

RESOLUTION. His No. 1668, dated 7-6- 1930.

The Board approves the Collector's proposal to readmit the claim to the allowance.

2/. The arrears should be paid only from the year 1924, when Lakshminarayanappayya began to render services, subject to the usual deductions prescribed in note 3, Para 2 B.S.O. 67, after taking an undertaking from him and the petitioner, Krishna Baipadithaya, that the amount would be spent on repairs to the temple.

SD 7.6.30

P 168, B.S.O. Vol I

To the Collector of Sanki Kanara with enclosures in original / returned

Pp 3-33 cf-1 pl as ref for ends

6.6.30

6.6.30.

14/1
AS(LR)

Allowances - Religious - (South Kanara).
Puttur taluk - Sulia village - Sri Chenna
Keshava Temple - Readmission and payment
of arrears

B. 2304/30. (pp 1-2 Cf)

As(LR)

Please see the Collector's letter at 14.1-2 Cf

The Board may readmit Claims to
lapsed allowances, the payment of which has
not been sought for more than six years
provided that (i) the failure to apply for payment
when they fell due arose not out of neglect but
from disability and that (ii) the institution was in
good order as the services properly rendered
during the period for which they were left
in arrears. Vide B.S.O. 67 Para (7). In the
present Case the two conditions are reported
to be fulfilled and the Collector recommends
the readmission of the allowance and the
payment of the arrears. The Collector also
proposes that the arrears may be paid to
Kudiyadka Harinarayanayya the former hereditary
trustee of the temple, who had been
rendering the services during the period for
which the arrears was due, and that (stating)
Krishna Bailadhaya, the present holder

f 168, Vol I, B.S.O.

para 2, p1 Cf

who holds a panad from the District Temple Committee and who has been appointed as mokteesar only on 24-11-29, has no objection to the payment of the arrears to Lakshminarasappaya on a joint receipt by himself and Lakshminarasappaya and the Collector appears to be right. The proposal may be sanctioned.

21. The allowance was in arrears from the years 1919. and the Collector recommends that the arrears may be paid from the years 1919. But in BSP. 144 this dated 20-1-25, it ~~has been~~ was held (U) ~~decided~~ that arrears for only six years should be ~~allowed~~ admitted, as this limitation is based on Schedule I Article 120 of the limitation, ~~Act~~ Act, 1908 - vide Pt. 3-5 n-f in the BSP at U. The application was first made Pt. 3-4 cf before the Collector only in 1929. The payment of arrears for six years i.e from 1923 to 1928 may be sanctioned subject to the usual deductions prescribed in Note 3 to para 2, B.S.O.67. p. 168 B.S.O Vol I

In ~~for~~ orders -

5.P. 31.5.30 Lakshminarasappaya began to render services in 1919 after the death of Narasa Ramappaya. He can therefore be paid ~~arrears~~ arrears of tasdik for the period for which the rendered services, not from 1918 or 1919 as proposed by the office. The Asst. Supdt. reported that the temple required repairs and suggested that the arrears might be paid to para 2 at page 1 ante

Lakshminarayanappa and Krishna Baipadithaya on their undertaking to spend the amount for the repairs of the temple.

The collector's proposal to reduce the claim may be approved and he may be permitted to pay arrears from the time Lakshminarayanappa rendered accounts in 1924 ~~Fasli~~ subject to the usual deductions after taking an undertaking from them and the petitioner that the amount would be spent on repairs to the temple.

S 31-5-30

21/6/30

Vr 1.6.30

D.R 5.6.30

AS (LR)

Draft submitted below

6.6.30

6.6.30